

SPECIAL MEETING
September 24, 2001

The Special Meeting of the Annapolis City Council was held on September 24, 2001 in the Council Chamber. Mayor Johnson called the meeting to order at 7:02 p.m.

Present on Roll Call: Mayor Johnson, Aldermen Hammond, Tolliver, Gilmer, Sachs, McMillan, Carter, Moyer

Alderman Fox arrived at 7:07 p.m.

Staff Present: City Attorney Goetzke

C Mayor Johnson and Human Resources Director Milburn acknowledged the following employees:

	<u>Years of Service</u>
Alderman Samuel Gilmer	20
Bobbie Baker, Sr. Housing Inspector, Public Works	25
Robert Thomas, Lieutenant, Fire Department	25
John F. Jones, Lieutenant	30
John Butler, Maintenance Worker, Public Works	35
Charles Clark, Battalion Chief, Fire Department	36
Leonard Clark, Captain, Fire Department	35
Sherman Gross, Maintenance Worker, Public Works	36
Sergeant Charles Hicks, Police Department	35
William Sheets, Utility Supervisor, Public Works	41
Chief Edward Sherlock, Fire Department	35
Deputy Chief Charles Smith, Fire Department	44
Battalion Chief Jerome Smith, Fire Department	35
Jack Staton, Engineering Technician, Public Works,	36
Annie Brewer, Public Works	25
Joseph Gruver, Police Department	27
Helen Gwinn, Transportation	18
James Johnson, Public Works	31
Jerome Shai, Police Department	26
Nancy Valasko, Police Department	20

C Alderman Sachs moved to adopt the agenda as presented. Seconded. CARRIED on voice vote.

C Alderman Sachs moved to approve the Journal of Proceedings for July 9, 2001 and July 23, 2001. Seconded. CARRIED on voice vote.

PETITIONS, REPORTS AND COMMUNICATIONS

1. Louise Beauregard Meyers
P. O. Box 604
Annapolis, MD 21404

Spoke regarding the primary election and civil defense
2. Isaac Opalinsky
144 Duke of Gloucester Street. #4
Annapolis, Maryland 21401

Spoke regarding his candidacy for Alderman in Ward 1
3. Gene Milgram
1808 View Top Court
Annapolis, Maryland 21401

Spoke regarding City hiring practices

LEGISLATIVE ACTION
ORDINANCES

- O-12-01 For the purpose of apportioning among adjacent property owners, all city taxpayers and the State, obligations associated with installing, maintaining and replacing sidewalks; and all matters relating to said sidewalks.**

There being no voiced objection, O-12-01 was postponed.

- O-20-01 For the purpose of repealing and adding new the Code of the City of Annapolis Chapter 17.10, Stormwater Management; and matters generally relating to said Stormwater Management.**

There being no voice objection, O-20-01 was postponed.

- O-21-01 For the purpose of amending the Residential Housing Standards of the City Code to include display of address, doors, screens, clothes dryer vents, vacant structure boarding up, inspection authority; and all matters relating to said Code.**

Alderman Moyer moved to adopt O-21-01 on second reading. Seconded. CARRIED on voice vote.

Alderman Moyer moved to adopt O-21-01 on third reading. Seconded. CARRIED on voice vote.

- O-28-01 For the purpose of amending Section 3.16.150, so as to correct certain erroneous code references; and matters generally relating to said erroneous code references.**

Alderman Hammond moved to adopt O-28 -01 on second reading. Seconded.

The Rules Committee reported favorably on O-28 -01.

The main motion CARRIED on voice vote.

Alderman Tolliver moved to adopt O-28 -01 on third reading. Seconded. CARRIED on voice vote.

- O-29-01 For the purpose of clarifying the gros for revocation of and ineligibility for a taxicab owner's permit and a taxicab driver's permit; requiring drug treatment as a condition to receiving a taxicab owners permit or a taxicab driver's permit under certain circumstances; providing a specific time period of ineligibility to apply for taxicab owners and drivers under certain circumstances; providing procedures related to revocation of such a permit; amending Article IV's title in Chapter 7.48; and matters generally relating to said taxicab provisions.**

There being no voice objection, O-29-01 was postponed.

- O-30-01 For the purpose of revising the water and sewer rates for multifamily residential condominium projects; and matters generally relating to said rates.**

There being no voice objection, O-30-01 was postponed.

- O-39-01 For the purpose of creating a residential conservation overlay district**

to preserve patterns of design and development in residential neighborhoods characterized by a diversity of styles; and matters generally relating to said district and designating the neighborhood of Presidents Hill for inclusion in the residential conservation overlay district 2.

Alderman Hammond moved to adopt O-39-01 on first reading. Seconded.
CARRIED on voice vote.

Referred to Rules and City Government Committee and Planning Commission

RESOLUTIONS

R-21-01 For the purpose of receiving the Presidents Hill neighborhood plan for referral and recommendation to the City Council as to whether the Presidents Hill Plan should be incorporated into the 1998 City of Annapolis Comprehensive Plan; and all matters relating to said plan.

There being no voice objection, R-21-01 was postponed.

R-22-01 For the purpose of increasing towing and storage rates for towing companies licensed by the City of Annapolis; and all matters relating to said increases.

There being no voice objection, R-22-01 was postponed.

R-24-01 For the purpose of recommending that Anne Arundel County public and private schools incorporate the Volvo Ocean Adventure educational program into their curricula and establishing a computer station for access to the program; and all matters relating to said program.

Alderman Fox moved to adopt R-24-01 on second reading. Seconded.

Alderman McMillan moved to amend R-24-01 as follows:

No. 1

On Page 1, line 13

strike "schools incorporate the Volvo Ocean Adventure educational program into their curricula";

add "school teachers utilize as they deem appropriate the Volvo Ocean Adventure program",

No. 2

On Page 1, line 42

strike "incorporated into the curricula";

add "utilized as deemed appropriate by the teachers",

No. 3

On Page 2, line 2

strike "established";

add "made available".

Seconded. CARRIED on voice vote.

The main motion as amended CARRIED on voice vote.

R-25-01 For the purpose of designating a resident agent for service of process under certain circumstances; and all matters relating thereto.

Alderman Hammond moved to adopt R-25-01 on first reading. Seconded.
CARRIED on voice vote.

R-26-01 For the purpose of approving the job descriptions for the civil service positions in the Department of Planning and Zoning for Senior Planner and Planner, in the Department of Public Works for Environmentalist and Traffic Engineer; establishing the pay grade for the Traffic Engineer; and all matters relating to said job descriptions and pay grades.

Alderman Hammond moved to adopt R-26-01 on first reading. Seconded.
CARRIED on voice vote.

BUSINESS AND MISCELLANEOUS

1. Homes on the Glen Pilot Agreement

Alderman Sachs moved to adopt the Homes on the Glen Pilot Agreement.
Seconded.

Nancy Rase, President, Homes on the Glen Limited Partnership and Trudi McFall, Chair- person Homes for America, were present and answered questions by Council.

CARRIED on voice vote.

2. Civil Service Board Minutes dated May 7, 2001 and September 6, 2001

There being no voice objection, the Civil Service Board Minutes dated May 7, 2001 and September 6, 2001 were postponed.

3. Finance Committee Recommendations for Action dated August 16, 2001 and September 20, 2001

Alderman Sachs moved to adopt the Finance Committee Recommendations for Action dated August 16 and September 20, 2001.

Following discussion, CT-1-02/August 16 and GT-25-02/September 20 were withdrawn.

Seconded. CARRIED on voice vote.

4. Payment of Monthly Bills

Alderman Sachs moved to pay the monthly bills. Seconded. CARRIED on voice vote.

5. Appointments

Alderman Moyer moved to approve the Mayor's (re)appointments of the following individuals:

8/16/01 Recreation Advisory Board	A. Frank Holston
8/16/01 Annapolis Conservancy Board	Jonathan W. Chapman
8/16/01 Maritime Advisory Board	Randy Morris
8/17/01 Historic Preservation Commission	Dorothy K. Callahan
8/20/01 Planning Commission	Robert H. Waldman
8/21/01 Historic Preservation Commission	Vivian Gist Spencer
9/06/01 Port Wardens	Willie Sampson
9/06/01 Human Relations Commission	Michael K. Szabo

Seconded. CARRIED on voice vote.

- C The order of the agenda was amended to allow for petitions, reports and communications

Chris Fox, Christina Murray, Shawn Murray
20 Windwhisper Lane
Annapolis, Maryland 21403

Spoke requesting permission to hold a walk/run fund-raiser from the Navy-Marine Corp Stadium, thru Annapolis and back to the Navy-Marine Corp Stadium, for the Fireman's Association of New York City

The order of the agenda was resumed.

PUBLIC HEARINGS

ORDINANCES

- O-31-01 For the purpose of requiring persons to obtain a permit for any tree trimming; requiring notification to all adjacent property owners; designating a fee for all such permits; and matters generally relating to said tree trimming.**

Speaking in opposition to the ordinance:

1. Jeffrey L. Jefferson, BG&E, Government Affairs Representative, Public Affairs, 47 State Circle, Suite 403, Annapolis, Maryland 21401
2. Bill Rees, BG&E, Forestry & Right of Way Management
3. John C. Bennett, 1704 Carrollton Road, Annapolis, Maryland 21401
4. Louise Beauregard Meyers, P. O. Box 604, Annapolis, Maryland 21404

No one else from the general public spoke in favor of or in opposition to the ordinance.

Mayor Johnson declared the public hearing closed.

- O-34-01 For the purpose of repealing and adding new City Code Chapter 2.08, Public Ethics and Financial Disclosure; and matters generally relating to said chapter.**

Louise Beauregard Meyers, P. O. Box 604, Annapolis, MD 21404 spoke in favor of O-34-01.

No one else from the general public spoke in favor of or in opposition to the ordinance.

Mayor Johnson declared the public hearing closed.

- O-35-01 For the purpose of precluding amendments to a proposed annual operating budget after that day which is fourteen (14) days prior to the public hearing on the budget; and all matters generally relating to said amendments.**

Arthur Greenbaum, 7 Constitution Square spoke in opposition to O-35-01.

No one else from the general public spoke in favor of or in opposition to the ordinance.

Mayor Johnson declared the public hearing closed.

Alderman Moyer left her seat at 9:45 p.m.

- O-36-01 For the purpose of amending City Code Chapter 14.12 to provide that actions by the director may also be taken by his designee; to clarify and provide for certain penalties; to clarify the appeal procedures; and matters generally relating to said chapter.**

No one from the general public spoke in favor of or in opposition to the ordinance.

Mayor Johnson declared the public hearing closed.

- O-37-01 For the purpose of amending City Code Chapters 16.04 and 16.08 to provide that actions by the director may also be taken by his designee; to increase fines for violations; and matters generally relating to said chapters.**

Louise Beauregard Meyers, P. O. Box 604, Annapolis, MD 21404 spoke regarding assorted issues.

No one else from the general public spoke in favor of or in opposition to the ordinance.

Mayor Johnson declared the public hearing closed.

- O-38-01 For the purpose of amending City Code Chapter 17; clarifying grading permit procedures and requirements; adopting the International Building Code 2000 with amendments, Energy Code 2000, with amendments; Residential Code 2000, with amendments; clarifying building permit procedures and requirements; clarifying use and occupancy procedures and requirements; clarifying requirements on display of address; clarifying penalties for unapproved construction, suspending permits, stop work orders; clarifying height and building areas for three story structures; clarifying fire separation requirements; adopting the National Plumbing Code 2000 edition, with 2001 amendments; adopting the National Electrical Code 1999, with amendments; adopting the International Mechanical Code 2000 with amendments; clarifying requirements for exterior sound testing of mechanical equipment; prohibiting unvented space heaters; adopting the International Property Maintenance Code 2000; clarifying requirements for signs and banners; providing that actions by the director may also be taken by his designee; and matters generally relating to said chapter.**

Louise Beauregard Meyers, P. O. Box 604, Annapolis, MD 21404 spoke in favor of

O-38-01.

No one else from the general public spoke in favor of or in opposition to the ordinance.

Mayor Johnson declared the public hearing closed.

RESOLUTION

R-23-01 For the purpose of amending an existing sewerage service contract with the Federal Government to adjust the rate provided thereunder; and all matters relating to said sewerage service.

Louise Beauregard Meyers, P. O. Box 604, Annapolis, MD 21404 spoke regarding R-23-01.

No one else from the general public spoke in favor of or in opposition to the ordinance.

Mayor Johnson declared the public hearing closed.

Upon motion duly made, seconded and adopted, the meeting was adjourned at 10:02 p.m.

Deborah Heinbuch, CMC/AAE
City Clerk